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with reference to

### THE BRITISH NORTH AMERICA ACT

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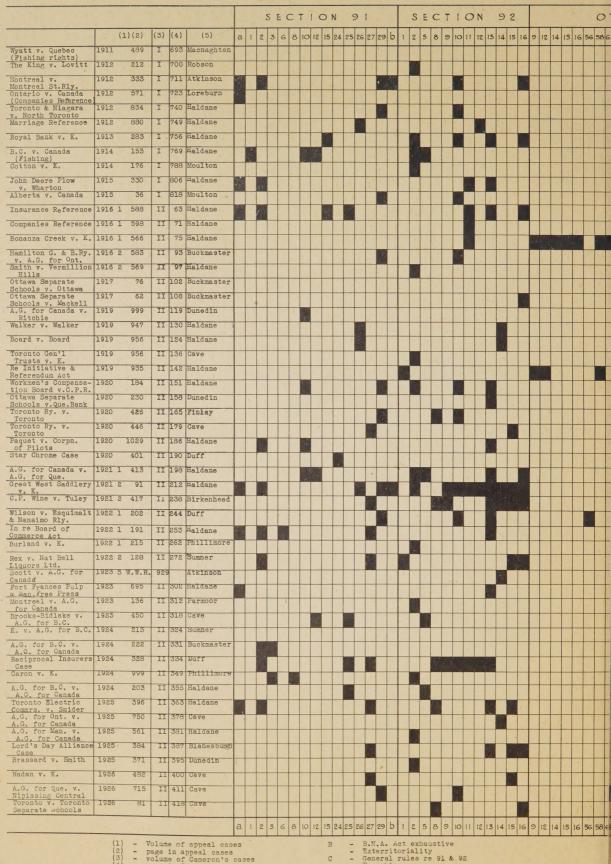


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|    |   |     |     |     |     |   |    |      |     |     | -   |     |     |    | ;      | 5.4   |       |       |      |          |      |     |           |      |     |   |     |   |          |     |     |     |     | Ontario v. Mercer                           | 1883 | 8 767              | I | 322  |
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   References & academic questions

- N Provincial constitutions
  P Applicability of laws of
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  Q Indirect attempts
  X General rules of interpretation

## PRIVY COUNC



- Volume of appeal cases
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  volume of Cameron's cases
  page in Cameron
  person who delivered judgment
  introductory words of s.91
  concluding words of s.91
  flistory & objects of B.N.A. Act
  Nature of legislative power
  Abuse of power
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|     |    | 4   |    | -  |      | +    | +     | 7     |       |       | +    | -     |     |     |     | -    |     | +    | +   | -   | -     |     | 1 3        |     |     |       |     | -   | +   | +     | +        | +  | D.C. V. Canada                              | 1914    | 153        | I  | 769 |
|     |    |     |    | +  |      | +    | +     |       |       | +     | +    |       |     |     |     | -    | +   | +    | +   | +   | +     |     |            |     |     | 4     | -   |     |     | +     | -        | +  | (Fishing)<br>Cotton v. K.                   | 1914    | 176        | I  | 788 |
|     |    |     |    | +  |      |      | +     | +     | +     |       | -    | -     |     |     | 11  | -    |     |      |     |     | -     |     |            |     |     |       |     | +   |     | +     |          | +  | John Deere Plow                             | 1915    | 330        | I  | 806 |
|     |    |     |    | +  |      |      | +     |       | +     | -     | -    | -     |     |     |     |      |     |      |     |     |       |     | Н          |     |     |       |     | +   |     | +     |          | +  | v. Wharton<br>Alberta v. Canada             | 1915    | 36         | I  | 818 |
|     |    |     |    |    |      |      | 1     |       |       |       | 1    |       |     |     |     |      |     |      |     |     |       | 1   |            | 100 |     |       |     |     |     | 1     |          | 1  | Insurance Reference                         | 1916 1  | 588        | II | 63  |
|     |    |     |    |    | +    |      | 1     |       | 7     |       | -    |       |     |     |     | +    |     |      |     |     | +     |     |            |     |     |       |     | +   |     | +     |          | +  | Companies Reference                         | 1916 1  | 598        | II | 71  |
|     |    |     | -  |    |      | 1    | +     |       | -     | +     | +    |       |     |     |     | ŧ    |     | 1    | -   | 1   |       |     |            |     |     |       | -   | 1   | -   | +     |          | d. | Bonanza Creek v. K.                         | 1916 1  | 566        | II | 75  |
|     |    |     |    |    |      |      | 1     |       | +     | 1     | -    |       |     |     |     |      |     | 1    |     | -   | -     |     |            |     |     |       | -   | +   |     | -     | 7        |    | Hamilton G. & B.                            | 1916 2  | 583        | II | 93  |
|     |    |     |    | 1  | 1    | 1    | 1     |       | -     | -     | -    |       |     |     |     |      |     | +    | -   | 1   | -     | -   |            |     |     |       | 1   | +   | 1   | +     |          | +  | Ry. v. A.G. for Ont.<br>Smith v. Vermillion | 1916 2  | 569        | II | 97  |
|     |    | -   |    |    | -    | -    | 1     |       | 1     |       |      |       |     |     |     |      |     | 1    | -   | -   | 1     | -   | -          |     |     |       | 1   | -   | -   | 1     | 1        | +  | Hills<br>Ottawa Separate                    | 1917    | 76         | II | 102 |
|     |    |     | -  | 1  |      |      |       | 1     | +     | -     | -    |       |     |     |     | -    |     | -    | -   | -   | -     | 1   |            |     |     |       | -   | 1   | *   | -     |          | 1  |   | 1917    | 62         | II | 108 |
|     |    |     |    |    |      | 1    | 1     | 1     |       |       | -    | -     |     |     |     |      |     | +    | 1   | -   | -     | -   |            |     |     |       | 1   | 1   |     | +     |          | 1  | A.G. for Canada<br>v. Ritchie               | 1919    | 999        | II | 119 |
|     | 1  |     |    |    |      |      | 1     |       |       |       |      |       | 1   |     |     |      | -   | 1    |     |     |       | -   | 100        |     |     | 100   |     |     | -   | +     | -        | 1  | v. Ritchie<br>Walker v. Walker              | 1919    | 947        | II | 130 |
|     |    |     | 1  |    |      | 1    | 1     | 1     | +     |       |      | 1     |     |     |     |      | 1   | 1    | -   | -   |       |     |            |     | 100 |       |     | 1   |     | -     | -        | +  | Board v. Board                              | 1919    | 256        | II | 124 |
| 173 |    | 111 |    |    |      | 1    |       |       | 1     |       | +    |       |     |     |     |      |     | +    |     | +   | +     |     |            |     |     | 1     |     |     |     | +     | 7        | +  |   | 1919    | 679        | II | 136 |
|     |    |     |    |    |      | 1    |       | +     | 1     | 1     | -    |       |     |     |     |      | +   | +    | +   | +   |       |     |            |     |     | 3     |     |     |     | +     | +        | +  |   | 1919    | 935        | II | 142 |
|     |    |     |    |    | +    |      | 1     | +     | +     | +     | +    | +     |     |     |     |      |     |      | 1   | -   |       |     |            |     | 1   |       |     |     |     | +     | 1        | +  | Workmen's Compensat-                        | 1920    | 184        | II | 151 |
|     |    |     |    |    |      | 1    | +     |       | +     | +     | +    |       |     |     |     |      |     | +    | -   | +   | +     | -   | +          |     |     |       |     | 1   | +   |       |          | +  |   | 1920    | 230        | II | 158 |
| 1   |    |     |    |    |      | 1    | 1     |       | 1     |       | +    |       |     |     |     |      |     |      |     | t   | 1     | +   |            |     |     |       |     | 1   | +   | +     | +        | +  |   | 1920    | 426        | II | 165 |
|     |    |     |    |    |      | +    |       |       | 1     |       |      | -     |     |     |     |      | +   |      |     | +   |       | +   |            |     |     |       |     | 1   | 1   |       |          |    |   | 1920    | 446        | II | 179 |
|     |    |     |    |    |      | 1    |       |       |       |       | +    |       |     |     |     |      |     |      |     |     |       | -   |            |     |     |       |     | +   |     | +     |          |    |   | 1920    | 1029       | II | 186 |
|     |    |     |    |    |      | +    | 1     |       | ľ     |       | 1    | +     |     |     |     |      |     | ı    |     |     |       | 1   |            |     |     |       |     |     | +   | +     |          | 1  | of Pilots Star Chrome Case                  | 1920    | 401        | II | 190 |
|     |    | 1   |    |    |      | 1    |       | +     |       |       | +    | 1     |     |     |     | X    | 1   |      |     |     |       | -   |            |     |     |       | No. | +   |     | +     | +        | 1  |   | 1921 1  | 413        | II | 198 |
|     |    |     | 3  |    |      |      |       | 1     |       |       |      |       |     |     |     |      |     |      |     |     |       |     |            |     |     |       |     |     |     | +     | 1        | 1  | A.G. for Que. Great West Saddlery           | 1921 2  | 91         | II | 212 |
|     | 1  |     |    |    | 7    |      | -     | 1     |       |       | T    | -     |     |     |     |      |     |      |     |     |       | 1   |            |     |     |       |     |     |     |       | 1        | 1  | v. K.<br>C.P. Wine v. Tuley                 | 1921 2  | 417        | II | 238 |
|     |    |     |    |    |      |      |       |       |       | v I   |      |       |     |     |     |      |     |      |     | T   |       |     | T          |     |     |       | T   |     |     | T     | T        | 1  | Wilson v. Esquimalt & Nanaimo Rly.          | 1922 1  | 202        | II | 244 |
|     |    |     |    |    |      |      | 6     | 1     |       |       |      | 1     |     |     |     |      |     |      |     |     |       | 100 |            | -   |     |       |     |     |     | 1     |          | 1  | In re Board of                              | 1922 1  | 191        | II | 253 |
|     |    |     |    |    |      |      |       | 1     |       |       |      | 1     |     |     |     |      |     |      |     |     |       |     |            |     |     |       |     |     |     | T     |          | 1  |   | 1922 1  | 215        | II |     |
|     |    |     |    |    | -    |      |       |       |       |       |      |       |     |     |     |      |     | 1    |     | 1   |       |     |            |     |     | × (   |     |     |     | T     |          |    | Liquors Ltd.                                | 1922 2  |            | II |     |
|     |    |     |    |    | 1    |      |       |       |       |       |      |       |     |     |     |      |     |      |     |     |       |     |            |     |     |       |     |     |     |       |          |    | Scott v. A.G. for<br>Canada                 | 1923 3  |            |    |     |
|     |    |     |    |    | 5    |      |       |       |       |       | -    |       |     |     |     |      | 4   |      | 1   | 2   |       |     |            |     |     |       |     |     | -   |       |          |    | Fort Frances Pulp<br>v.Man. Free Press      | 1923    | 695        | II |     |
|     |    |     |    |    |      |      |       |       | I     |       |      | 134   |     |     |     |      |     |      |     |     |       |     |            |     |     | 1     |     |     |     | I     |          | I  | Montreal v. A.G.<br>for Canada              | 1923    | 136        |    | 312 |
|     |    |     |    |    |      |      |       |       |       |       |      |       |     |     |     |      |     |      |     |     |       |     |            |     |     |       |     |     |     |       |          |    | Brooks-Bidlake v.<br>A.G. for B.C.          | 1923    | 450        |    | 318 |
|     |    |     |    |    |      |      |       |       |       |       |      |       |     |     |     |      |     |      |     |     |       |     |            |     |     |       |     |     |     |       |          |    |   | 1924    | 213        |    | 324 |
| 1   | 1  |     |    |    |      |      |       |       | 1     |       |      |       |     |     |     |      |     |      |     |     |       |     |            |     |     |       |     |     | 1   |       |          |    | A.G. for Canada                             | 1924    | 222        |    | 331 |
| 1   |    | 1   |    |    |      |      |       |       |       |       |      |       |     |     |     |      | 7   |      |     |     |       |     |            |     |     |       |     |     | 1   |       |          | 1  | Reciprocal Insurers<br>Case                 |         | 328        |    | 334 |
|     |    |     |    |    |      |      |       |       |       |       |      |       |     |     |     | 5    |     |      |     | 1   |       |     |            |     |     |       |     |     |     |       |          | 1  | Caron v. K.                                 | 1924    | 999        |    | 349 |
|     |    |     |    |    |      |      |       |       | 1     |       | 1    |       |     |     |     |      | 1   |      |     | 1   |       | -   |            |     |     |       |     |     |     | A. C. | 150      | 1  | A.G. for Canada                             | 1924    | 203        |    | 355 |
| 1   |    |     |    |    |      |      |       |       |       | 1     |      |       |     |     |     |      |     |      | 1   | 1   | 1     |     |            |     |     |       |     |     |     |       |          |    | Commrs. v. Snider                           | 1925    | 396<br>750 |    | 363 |
|     |    |     |    |    |      |      |       |       | 1     |       |      |       |     |     |     |      |     |      |     | 1   |       |     |            |     |     |       |     |     |     | 1     |          | 1  | A.G. for Canada                             |         | 561        |    | 381 |
|     |    |     |    |    |      |      |       | -     | 1     | 1     | 0    |       |     |     |     |      |     |      |     | 1   |       |     |            |     |     |       |     | 1   |     |       |          | 1  | A.G. for Canada                             | 1925    | 384        |    | 387 |
|     |    | 1   |    |    |      |      |       |       | 1     |       |      |       |     |     |     |      |     |      |     | 1   |       |     |            |     |     |       |     | l.  |     | 1     | 1        | 1  | Lord's Day Alliance<br>Case                 | 1925    | 371        |    | 395 |
|     | 1  |     |    | 4  |      |      |       | 1     |       |       | 1    |       |     |     |     |      |     |      | -   |     |       |     |            |     |     |       |     | 1   |     |       |          | 1  |   | 1925    | 482        |    | 400 |
|     |    |     |    |    |      | -    | -     | -     |       |       |      |       |     |     |     |      | 4   |      | -   | -   |       |     |            |     |     | 1     |     | -   |     | -     | -        | 1  | Nadan v. K. A.G. for Que. v.                | 1926    | 715        |    | 411 |
|     |    |     |    |    |      |      | -     | 1     |       | 10    |      |       |     |     |     |      | -   |      | 1   | 1   | -     | -   |            |     |     |       |     |     |     | 1     | -        | 1  | Nipissing Central                           | 1926    | 81         |    | 418 |
|     |    | 1   | 1  |    |      |      |       |       |       |       |      | 1     |     |     |     |      | 1   |      |     | 1   | 1     | 1   |            |     |     |       |     |     |     |       |          | 1  | Separate Schools                            | 1000    | 01         | 11 |     |
| 69  | 90 | 93  | 95 | 96 | 99   | 00   | 01 10 | 02 10 | 08 W  | 09 11 | 7 12 | 1 125 | 129 | 132 | 146 | AB   | 3 0 |      | E   | F   | G     | J   | L          | M   | N   | 0     | P   | 2 1 | 2 5 | 7     | ×        |    |   |         |            |    |     |
| 1   |    |     |    |    |      |      |       |       | F     |       | _    |       |     |     |     | g fi |     |      |     |     |       |     |            | _   |     |       |     | 2   |     | _     | In       | di | irect or colourable a                       | ttempts |            |    |     |
|     |    |     |    |    |      |      |       |       |       |       | -    | Col   | neu | rre | ent | leg  | is: | lat  | ior | 1   | 4 - * | 2   |            |     |     |       |     | RS  |     | _     | ot<br>ot | ve | erability<br>tute becomes law when          |         |            |    |     |
|     |    |     |    |    |      |      |       |       | G     |       | -    | De:   | leg | ate | be  | or c | one | dit  | ior | al  | le    | g.  | 200        |     |     |       |     | T   |     | -     | Ge<br>Ge | ne | aty powers<br>eral rules of Interpr         | etation |            |    |     |
|     |    |     |    |    |      |      |       |       | J     |       | -    | INB.  | er  | ene | ces | 8 %  | Cal | uell | TC  | qu  | 550   | 10. | ns<br>peal |     |     |       |     |     |     |       |          |    |   |         |            |    |     |

<sup>-</sup> Dominion prevails
Concurrent legislation
Repursancy or occurred field
Delegated or Conditional leg.
References & academic questions
Appeals to P.C. & leave to appeal
Dominion companies
- Frovincial constitutions
Validity assumes
Applicability of laws or England
or France

### PRIVY COUNC

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|---|------|------------|-----|-----|-------------|-----|----------|------|-----|-----|---|---|-----|----|----|------|------|------|----|----|-----|------|-------------------|-----|--------------|-----|---|-----|----|------|----|----|---------------|------|------|---|
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| ntreal v. Harbour   |      | 299        | II  | 425 | Haldane     |     |          |      |     | 1   |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| Commissioners G. for B.C. v. C.P.R.                       | 1927 | 934        | II  | 441 | Haldane     |     |          |      |     | 1   |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| scar Collieries   | 1927 | 925        | II  | 445 | Warrington  |     |          |      |     |     |   |   |     |    |    |      |      |      |    |    |     |      |                   |     | T            |     |   |     |    |      | 1  |    | 1             | 1    | 1    | İ |
| v. McDonald<br>nister of Finance                          | 1927 | 194        | II  | 452 | Haldane     |     |          |      |     | +   | + | + | -   | H  |    |      | +    | +    |    |    |     | +    |                   |     | +            | H   |   |     |    |      | 1  | 1  | +             | +    |      |   |
| v. Smith<br>yal Bank v. Larue                             | 1928 | 187        | II  | 455 | Cave        |     | -        |      |     | +   | + | + | -   |    | +  | -    | +    | +    |    |    |     | +    | +                 | -   | +            | -   |   |     |    | 100  | -  | +  | $\rightarrow$ | +    | -    |   |
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| rsch v. Protest-<br>ant Schools                           | 1928 | 200        | II  | 465 | Cave        |     |          |      | 1   |     |   |   |     |    |    |      |      | - 4  |    |    |     |      |                   |     |              |     |   | 1   |    |      |    |    |               |      |      | l |
| lifax v. Fair-  | 1928 | 117        | II  | 477 | Cave        |     |          |      |     | T   |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              | 1   |   |     |    |      |    |    |               | T    |      |   |
| G. for Alberta v.   | 1928 | 475        | II  | 484 | Buckmaster  |     | 55,      | 1    | +   |     |   | 1 |     |    |    |      | +    |      |    |    |     |      | 1                 | 1   | $^{\dagger}$ |     |   |     |    |      |    | 1  | 1             | 1    | 1    |   |
| G. for Canada   |      | 358        | II  | 494 | Warrington  |     |          | 1    | +   | +   | + | + | -   |    | -  | +    | +    | -    |    |    | -   | -    | -                 | +   | +            |     |   |     |    |      | +  | -  | -             | +    | +    |   |
| Collieries  | 1000 |            |     |     |             |     |          | +    | 4   | +   | 1 | _ | -   |    | 4  | 4    |      | _    |    |    |     | 4    |                   | -   |              | 3   |   |     |    |      | 1  | 1  | 4             | 4    |      |   |
| G. for N.S. v.<br>gislative Counsel<br>ny Separate School | 1928 | 107        | II  | 498 | Cave        |     |          |      |     |     |   |   | -   |    |    |      | 1.   |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| ny Separate School  | 1928 | 363        | II  | 505 | Haldane     |     |          |      | T   | Т   |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| G. for Man. v.  | 1929 | 260        | II  | 534 | Sumner      |     |          | +    |     | +   | - | + | +   |    | 1  |      | -    | +    |    |    |     |      | 15                | +   | t            |     |   |     |    | 100  |    |    |               | +    |      |   |
| G. for Canada<br>sh Canneries Case                        | 1930 | 111        | P.  | 1   | Tomlin      | 21  |          |      |     | +   | + | + | 100 |    | -  | +    | +-   | +    | -  |    |     |      |                   | +   | +            |     |   |     |    |      | -  |    |               | +    | -    |   |
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| ersons Case)  |      | 124        | P.  | 14  | Sankey      |     |          |      |     | 1   |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| ie Beach Co. v.<br>.G. for Ontario                        | 1930 | 161        | P.  | 33  | Merrivale   |     |          | 1    |     |     |   |   |     |    |    | I    |      |      |    |    |     | I    |                   |     |              |     |   |     |    |      |    | T  |               |      |      |   |
| G. for B.C. v.  | 1930 | 357        | P.  | 43  | Macmillan   |     |          |      | 1   | 1   | + | 1 |     |    |    |      |      |      |    |    |     |      |                   | _   |              |     |   | - 1 |    |      |    |    |               | 1    | 7    |   |
| oprietary   | 1931 | 310        | P.  | 52  | Atkin       | 200 |          | 7.50 |     | +   | + | - | +   |    |    |      | +    | +    |    |    |     |      |                   |     |              |     |   | -   |    |      |    | -  | -             | -    | +    |   |
| ticles Case   | 1932 | 28         | P.  | 69  | Atkin       | 100 | █.       |      |     | +   | + | + | -   |    |    | 1    | 111  | +    | -  |    |     |      |                   |     |              | +   | - | -   |    | , J. |    | -  | -             | -    |      |   |
| sources Case  |      |            |     |     |             |     |          |      |     |     |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| ebec Insurance<br>eference                                | 1932 | 41         | P.  | 81  | Dunedin     |     |          |      |     |     |   | - |     |    |    |      | -    |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| ronautics   | 1932 | 54         | P.  | 93  | Sankey      | 1/4 |          |      |     | 111 |   |   |     |    |    | 1    |      |      |    |    |     |      |                   |     |              |     | T |     |    |      |    |    |               | 1    | 1    |   |
| eference<br>ronto v. King                                 | 1932 | 98         | P.  | 114 | Macmillan   |     |          |      |     |     |   |   |     |    |    | +    | +    | +    |    |    |     |      | -:                |     |              | +   | - | -   |    |      | -  |    | -             | +    | -    |   |
| Fines Case)   |      | 113        | P.  | 122 |             |     |          | +    | +   | +   | + | + | -   |    |    | +    | -    | -    |    |    |     |      |                   | +   | -            | -   | - | -   |    |      |    | -  | -             | 4    | 4    |   |
| Montreal  |      |            |     |     | Blanesburgh |     |          |      |     |     |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| dio Reference   | 1932 | 304        | P.  | 137 | Dunedin     |     |          |      |     |     |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    | 100  |    |    |               |      | 7.   |   |
| mburn v. Mayland  | 1932 | 318        | P.  | 149 | Atkin       |     |          |      |     |     |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               | 1    |      |   |
| re Silver   | 1932 | 514        | P.  | 159 | Dunedin     |     |          |      | -   | +   | + | + | +   |    | -  | -    | +    | -    |    |    |     |      |                   |     | +            | +   | - |     |    |      | -  | -  | -             | +    | -    |   |
| rothers<br>oft v. Dunphy                                  | 1933 | 156        | P.  | 170 | Macmillan   |     |          |      |     | +   | - | 1 | -   |    |    | -    | -    | -    |    |    |     | _    | +                 | +   | +            | -   | - | -   |    |      | -  |    |               | ~    |      |   |
|   |      |            |     |     |             |     |          |      |     | 1   |   | 1 |     |    |    |      | _    | _    |    |    | _   |      |                   |     |              |     |   | 1   |    |      |    |    |               | 4    |      |   |
| rvstal Dairv  | 1933 | 168        | P.  | 181 | Thankerton  |     |          |      | 1   |     |   |   |     |    |    |      |      |      | 1  |    |     |      |                   |     | ı            | al. |   |     |    |      |    |    |               |      |      |   |
| naolidated  | 1933 | 508        | P.  | 191 | Russell     |     |          |      |     |     |   | 1 | 1   |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    | 1    |    |    |               |      |      |   |
|   | 1933 | 710        | P.  | 207 | Thankerton  |     | $\vdash$ | +    | +   | +   | + | + | +   |    |    | +    | +    | +    | +  |    |     |      | +                 | +   | +            |     |   | +   |    |      |    |    | -             | -    |      |   |
| . Kerr  | 1934 | 45         | P.  | 223 | Thankerton  |     |          |      |     | +   | + | + | +-  |    |    | +    | +    | +    | -  |    |     |      | +                 | +-  | +            |     | - |     |    |      |    | -  | $\dashv$      | -    |      |   |
| ingcome Navigation  |      |            |     |     |             |     |          |      | N   |     |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| . The King  | 1935 | 500        | P.  | 237 | Sankey      |     |          |      |     |     |   |   |     |    |    |      |      |      |    |    |     |      | $\hat{I}_{i}^{a}$ |     |              |     |   |     |    |      |    |    |               |      |      |   |
| rbes v. A.G. for anitoba                                  | 1937 | 260        | P.  | 259 | Macmillan   |     |          |      |     | 1   |   |   |     |    |    |      |      |      |    |    | ,   |      |                   |     | T            |     |   |     | -  |      |    |    |               |      |      |   |
| e Judges v. A.G.  |      | 464        | P.  | 273 | Rowlatt     | -   |          |      |     | -   |   | H | +   |    |    | +    | +    | +    | +  | -  |     |      |                   | +   | +            | V.  | Н |     |    |      |    |    | -             | -    |      |   |
| or Sask.<br>bour Conventions                              |      | TLR<br>326 | D   | 270 | A +1-4      |     |          | -    | +   | +   |   |   | -   |    |    | -    |      |      | -  |    |     |      | -                 | -   | +            |     |   | -   |    |      |    | 1  |               | 1    |      |   |
| eference  |      |            | P.  | 278 | Atkin       |     |          |      |     |     |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               | 3    |      |   |
| nployment Insu-<br>rance Reference                        | 1937 | 355        | P.  | 305 | Atkin       |     |          |      | 41  |     |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     | 0 |     |    |      |    |    |               |      |      |   |
| ection 498A of<br>riminal Code Ref.                       | 1937 | 368        | P.  | 318 | Atkin       |     |          |      |     | +   | - | 1 |     |    |    | 1    |      |      |    |    |     |      |                   |     | +            |     |   |     |    | Ŕ    |    |    | 1             | 1    | 1    |   |
| atural Products   | 1937 | 377        | P.  | 327 | Atkin       |     |          |      | -   | +   | + | + |     |    |    | 1    |      |      |    |    |     |      |                   | -   | +            |     | - |     |    |      |    |    | -             | +    | -    |   |
| Marketing Act Case  | 1937 | 391        | P.  | 340 | Thankerton  |     |          |      | -   | +   | + | + |     |    |    | -    | -    | 100  |    |    |     |      | 100               | +   | +            | -   | - | -   |    |      |    |    | 100           | 1    |      |   |
| Arrangement Act   |      | 405        |     |     |             |     |          |      |     | 1   |   |   |     |    |    |      |      |      |    |    |     |      |                   |     | 1            |     |   |     |    |      | 1  |    |               |      |      |   |
| ndustry Act Case  | 2.1  |            | P.  | 352 | Atkin       |     |          |      |     |     |   |   |     |    |    |      |      |      |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| oronto v. York  | 1938 | 415        | P.  | 366 | Atkin       |     |          |      |     | T   |   |   |     |    |    |      |      |      |    |    |     |      |                   |     | 1            |     |   |     |    |      |    |    |               | 1    |      |   |
| nannon v. Lower   | 1938 | 708        | P.  | 379 | Atkin       |     |          |      |     | +   | + | - | +   |    |    | 1    |      |      |    |    |     |      | +                 |     | 1            |     |   |     |    |      |    | 1  |               | 1    |      |   |
| Mainland<br>  lberta Bank Tax-                            | 1939 | 117        | P.  | 394 | Maugham     | -   |          |      |     | +   | + | - | -   | -  |    |      |      |      |    |    |     |      |                   | -   |              |     | H |     |    |      |    |    |               | 1    |      |   |
| ation Case<br>adore v. Bennett                            | 1939 |            |     |     | Atkin       |     |          | 1    | 1   | 1   | 1 | 1 | -   |    |    |      |      |      |    |    | W . |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
|   |      |            |     |     |             |     |          |      |     |     |   |   |     |    |    |      |      | 1    |    |    |     |      |                   |     |              |     |   |     |    | 1    |    |    |               |      |      |   |
| ethbridge N.<br>rrig. v. Forresters                       | 1940 | 513        |     |     | Caldecote   |     |          | T    | T   | T   | T |   |     |    |    |      |      |      |    |    |     |      |                   |     | T            |     |   |     |    |      |    |    |               | T    | T    |   |
| ebt Adjustment  | 1943 | 356        | -   |     | Maugham     |     |          | N    | +   | +   | 1 | 1 |     |    |    |      |      |      | A. |    |     |      |                   |     |              | -   |   |     |    | 4    | 50 |    |               | 1    |      |   |
| ct Reference<br>tlantic Smoke                             | 1943 | 550        |     |     | Simon       |     |          |      | +   | +   | + | + | +   | -  |    |      |      |      |    |    |     |      | -                 | 24  |              |     |   | -   |    |      |    |    |               | -    | -    |   |
| Shop v. Condon<br>bitibi Power v.                         | 1943 |            |     |     | Atkin       |     |          | 1    | 1   | 1   |   | 1 |     |    |    | 1    |      | 1    |    |    |     |      | -                 | 1   | 1            |     |   | 1   |    |      |    |    |               |      |      |   |
| ontreal Trust Co.   |      |            |     |     | CONTH.      |     |          |      |     |     |   |   |     |    |    |      |      |      | 1  |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |
| anada Temperance  | 1946 |            |     |     |             | 100 |          | T    |     | T   |   |   |     |    |    | 1    | 4    |      |    |    |     |      |                   |     | 1            |     |   |     |    |      |    |    |               |      |      |   |
| ct Ref.   |      |            |     |     |             |     |          |      |     |     | 1 |   |     |    |    |      | 1    | 1    |    |    |     |      |                   |     |              |     |   |     |    |      |    |    |               |      |      |   |

(1) - page in appeal cases
(2) - volume of Cameron's cases
(3) - page in Cameron or Plaxton
(4) - person who delivered judgment
91-a - introductory words of s. 91
91-b - concluding words of s. 91
A - History & objects of B.N.A. Act
A - Nature of legislative power
- Abuse of power
- Interference by Dominion with
province or vice versa
B - B.N.A. act exhaustive
- exterritoriality

C - General rules re 91 & 92
- Trenching
- Trenching
- Trenching
- Puble Aspect rule
- Domilo Aspect rule
- Pith & Substance
- Pith & Substance
- Possibility of future conflict
- Possibility of Tuture conflict
- Overlapping field
- Dominion prevails
- concurrent legislation
- Repugnancy or occupied field
- Delegated or Conditional leg.
- Parliament's interpretation

# IL DECISIONS

| H    | E   | R    | ,     | S   | F     | C    | T   |     | 1 ( | 0    | N      | s   |     |     |     |        |   |     |    |        |    |     | G   | E  | N | ER  | 21 | A 1     |     |    |     |    |     |     |  | -     |    |
|------|-----|------|-------|-----|-------|------|-----|-----|-----|------|--------|-----|-----|-----|-----|--------|---|-----|----|--------|----|-----|-----|----|---|-----|----|---------|-----|----|-----|----|-----|-----|--|-------|----|
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| 5 9. | 5 5 | 69   | 19 11 | 001 | OII   | 08   | 109 | 121 | 122 | 1723 | 5 1724 | 17: | 129 | 150 | 133 | 146    | A | В   | C  | D      | E  | F   | G H | 1  | J | L   | М  | N       | 2   | R  | T   | 1  | 1   | / X |  |       |    |
| 1    | 1   |      |       |     |       |      |     |     |     |      |        |     |     |     |     |        |   |     |    |        |    |     |     |    |   |     |    |         |     |    |     |    |     |     | Commissioners                                  | I 42  |    |
|      |     |      |       |     |       |      |     |     |     |      |        |     |     |     |     |        |   |     |    |        |    |     |     |    |   |     |    |         |     | T  | T   |    | I   |     |  | I 44  | I  |
|      |     | T    |       |     |       |      |     |     |     |      | Т      |     |     |     |     |        |   |     |    |        |    |     |     |    |   |     |    |         |     |    |     |    |     |     | Luscar Collieries 1927 925<br>v. McDonald      | I 44  | 5  |
|      |     |      |       |     |       |      |     |     |     |      |        |     |     |     |     |        |   |     |    |        |    |     |     |    |   |     |    |         |     | 1  | 1   | 1  | T   | 1   | Minister of Finance 1927 194                   | 1 45  | 2  |
| -    | +   | +    | 1     |     |       | 1    |     |     |     | T    | 1      | T   | t   |     |     |        |   | - 1 |    |        |    |     | +   | t  | + | T   |    |         | 1   | +  | +   | +  | +   | +   | v. Smith Royal Bank v. Larue 1928 187          | 1 45  | 5  |
|      | +   | 1    | +     |     | 1     |      |     |     |     |      | +      | t   | 1   | 1   |     |        |   |     |    |        |    |     | +   | t  |   |     |    |         | +   | +  | +   | +  | +   | +   | Hirsch v. Protest- 1928 200                    | I 46  | 5  |
|      | +   | +    | +     |     | +     |      |     |     |     |      | +      |     |     | +   |     |        |   | _   |    |        | +  | +   | +   | -  |   |     |    |         | +   | +  | +   | +  | +   | +   | Ant Schools Halifax v. Fair- 1928 117          | I 47  | 7. |
| H    | +   | +    | +     | +   | +     |      |     |     |     | +    | +      |     |     | +   | +   |        |   |     |    |        |    |     | +   | +  | + |     |    |         | 100 | +  | +   | +  | +   | -   | banks  | 1 48  | 4  |
| H    | +   | +    | +     | +   | +     |      |     |     |     | +    | +      | +   | +   | +   | +   | -      |   |     |    |        |    |     | +   | +  | + |     | _  | - C. N. |     | +  | +   | +  | +   | +   | A.G. for Canada                                | I 49  |    |
| L    | +   | +    | +     | +   | +     | -    | -   | -   |     | +    | +      | +   | +   | -   | -   | -      | - |     |    |        | -  | +   | +   | +  | - |     |    |         | -   | +  | +   | -  | +   | -   | Collieries                                     |       |    |
|      | +   | +    | +     | -   | -     |      | -   |     | _   | -    | -      | +   |     |     | L   |        |   |     |    |        | 4  | 4   | +   | -  | 1 |     |    |         |     | 1  | 1   | 1  | _   |     | Legislative Counsel                            |       |    |
|      | 1   | 4    | 1     |     | 4     | 1    | 4   |     |     | 1    | -      | -   |     |     | _   |        |   |     |    |        |    |     |     | 1  | L |     |    |         |     | 1  | 1   |    |     |     | v. K.  | II 50 |    |
|      | 1   | 1    | 1     |     |       |      |     |     |     | L    |        | T   |     |     |     |        |   |     |    |        |    |     |     |    |   |     |    |         |     |    |     |    |     |     | A.G. for Man. v. 1929 260                      | II 53 | 4  |
|      | 1   |      |       |     |       |      |     |     |     |      |        |     |     |     |     |        |   |     |    | r - :  |    |     |     |    | 1 |     |    |         | P   |    |     |    |     |     | Fish Canneries Case 1930 111                   |       | 1  |
|      |     |      | 1     |     |       |      | 77  | 1   |     |      |        |     |     |     |     |        | 7 |     |    |        |    |     |     |    |   |     |    | 1       |     |    | T   |    |     |     | Edwards v. A.C. 1930 124<br>(Persons Case)     | P. 1  | 4  |
|      | T   | T    |       |     |       |      |     |     |     |      |        |     |     |     |     |        |   |     |    |        |    |     |     |    |   |     |    |         |     |    | 1   |    |     |     | Erie Beach Co. v. 1930 161                     | 2. 3  | 3  |
| Ī    | T   |      |       |     |       |      |     | 7 W |     |      |        |     |     |     |     |        |   |     |    |        |    |     |     | 1  |   |     |    |         |     | 1  | +   | T  | 1   | 1   |  | 2. 4  | 3  |
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|      | +   | 1    | +     | +   | -     |      |     |     | -   | -    | -      | -   | -   |     |     |        |   |     |    |        |    |     | -   | +  |   |     |    |         | 1   | -  |     | +  | +   | +   | Reference                                      | P. 11 |    |
|      |     |      |       |     | +     |      |     |     |     | -    | -      | -   |     |     | -   |        |   |     |    |        | -  | -   |     |    |   |     |    |         | -   | -  | +   | -  | +   | -   | (Fines Case)                                   | 2. 12 |    |
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|      | 1   |      | 1     |     |       |      |     |     |     |      | -      | -   | -   |     | -   |        |   |     |    |        |    |     |     |    |   |     |    |         |     |    |     |    |     | 1   | Brothers                                       | 2. 15 |    |
|      | 1   | 1    | 1     |     |       | 1    |     |     | 200 | L    | -      |     |     |     |     |        |   |     |    |        |    | 1   |     | 1  |   |     |    |         |     |    |     |    |     |     | Croft v. Dunphy 1933 156                       | 2. 17 |    |
|      |     |      |       |     |       |      |     |     |     |      |        |     |     |     |     |        |   |     |    |        |    |     |     |    |   |     |    |         |     |    |     |    |     |     | Lower Mainland v. 1933 168<br>Crystal Dairy    | P. 18 | 1  |
|      |     | -    |       |     |       |      |     |     |     |      |        |     |     |     |     |        |   |     |    |        |    |     |     |    |   |     |    |         |     |    |     |    |     |     |  | P. 19 | 1  |
|      |     |      |       |     |       |      |     |     |     |      |        |     |     |     |     |        |   |     |    |        | T  | T   | T   |    |   |     | -  |         |     |    |     |    |     |     | Provincial Treas. 1933 710                     | P. 20 | 7  |
|      |     |      |       |     |       |      |     |     |     |      |        |     |     |     |     |        | 1 |     |    |        |    |     |     |    |   |     |    |         |     |    |     | T  |     |     | A.G. for B.C. v. 1934 45                       | 22    | 3  |
|      | T   |      |       |     |       | 1    |     |     |     |      | T      |     |     |     |     |        |   |     |    |        |    | 1   | 1   | 1  |   | 100 |    |         | 1   | +  | 1   | 1  |     |     |  | 23    | 7  |
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|      |     |      |       |     | 1     | 1    | +   |     | -   | -    | -      | 1   |     |     |     |        |   |     |    | -      |    |     | +   |    | - |     |    |         | +   | +  | -   | +  |     |     | Manitoba The Judges v. A.G. 1937 464           | P. 27 | 3  |
|      |     |      |       |     | 1     | 1    | 1   |     |     | -    | -      | -   |     |     |     |        |   |     |    |        | +  | +   | +   | -  | - | H   |    |         | +   | -  |     | +  | +   | -   | for Sask. 53 TLR                               | P. 27 | 8  |
| -    | +   |      | -     | +   | +     | +    | -   |     |     | -    | -      | -   | -   |     |     |        |   |     | -  |        |    | +   | +   | -  | - |     |    |         |     |    |     | -  | -   | -   | Reference                                      | . 30  |    |
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|      | +   | +    | -     | -   | -     | 1    | -   |     |     | -    | -      | -   | -   | -   |     |        |   |     | 1  |        |    | 1   | -   |    |   |     |    |         |     |    | -   | +  | -   | -   | Criminal Code Ref.                             |       |    |
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|      | 1   | 1    | -     | 1   | -     | 1    | 1   |     |     |      | -      |     |     |     |     |        |   |     |    |        | Ų, |     |     |    |   |     |    |         |     |    |     |    |     |     | Arrangement Act                                | . 340 |    |
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|      |     |      | : 3   |     | 1     |      |     |     |     |      |        |     |     |     |     |        |   |     |    |        | Ž. |     |     |    |   |     |    |         |     |    |     |    |     |     | Toronto v. York 1938 415                       | . 36  | 6  |
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|      | I   |      | I     |     |       |      |     |     | 1   | 1    |        |     |     |     |     |        |   |     |    |        | I  |     |     |    |   |     |    |         |     |    | 1   |    | T   |     | Ladore v. Bennett 1939 468                     |       |    |
|      |     |      |       | 1   |       |      |     |     |     |      |        |     |     |     |     |        |   |     |    |        | 18 | 1   |     |    |   |     |    |         |     | 1  | 1   |    |     |     | Lethbridge N. 1940 513                         | 1     |    |
|      | 1   |      | 1     | 1   | 1     | 1    | 1   |     |     |      | -      |     |     |     |     |        |   | 12  |    |        |    |     | +   | -  |   |     |    |         |     | +  | -   | +  |     | -   | Irrig. v. Forresters  Debt Adjustment 1943 356 | -     | -  |
|      | -   | -    | +     |     | 1     | +    |     | 10  |     |      |        | -   |     |     |     |        |   |     |    |        |    |     | +   | -  | - |     |    | -       | +   | +  | +   | +  | -   | -   | Act Reference Atlantic Smoke 1943 550          | +     | -  |
|      | +   | +    | +     | +   | +     | -    |     |     |     |      | -      | -   |     |     |     |        |   | -   | -  | +      | +  | +   |     | -  |   |     |    | -       | +   | +  | +   | -  | -   | -   | Shop v. Condon Abitibi Power v. 1943 536       | -     |    |
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|      | -   | +    | +     | -   | +     | +    | +   |     |     |      | -      |     |     |     |     |        |   |     | -  |        |    | 1   | -   | -  |   |     |    | 1       | 1   | 1  | 1   | -  | -   | -   | Act Ref.                                       |       |    |
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